

DOCUMENTS UNDER SEAL ☐

TOTAL TIME (mins): 14 Mins

MAGISTRATE JUDGE MINUTE ORDER		DEPUTY CLERK Ivy L. Garcia		REPORTER/FTR FTR: 2/4/08 10:24:08-10:38:22	
MAGISTRATE JUDGE HON. WAYNE D. BRAZIL		DATE 2/4/08		NEW CASE <input type="checkbox"/>	CASE NUMBER CR-07-00808-DLJ
APPEARANCES					
DEFENDANT FILIBERTO MOLINA-SANTANA	AGE	CUST Y	P/NP P	ATTORNEY FOR DEFENDANT Jerome Matthews for J.P. Reichmuth	PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/>
U.S. ATTORNEY Wade Rhyne	INTERPRETER Haydee Claus (Spanish Int.)		<input type="checkbox"/> FIN. AFFT SUBMITTED	<input checked="" type="checkbox"/> COUNSEL APPT'D	
PROBATION OFFICER Myra Turner for Al Dural	PRETRIAL SERVICES OFFICER Brad Wilson	DEF ELIGIBLE FOR APPT'D COUNSEL <input type="checkbox"/>		PARTIAL PAYMENT OF CJA FEES <input type="checkbox"/>	
PROCEEDINGS SCHEDULED TO OCCUR					
<input checked="" type="checkbox"/> INITIAL APPEAR 9 Mins HELD	<input type="checkbox"/> PRELIM HRG	<input type="checkbox"/> MOTION		<input type="checkbox"/> JUGM'T & SENTG	<input type="checkbox"/> STATUS
<input checked="" type="checkbox"/> I.D. COUNSEL 1 Min HELD	<input checked="" type="checkbox"/> ARRAIGNMENT 4 Mins HELD	<input type="checkbox"/> BOND HEARING		<input type="checkbox"/> INITIAL APPEAR REV PROB OR S/R	<input type="checkbox"/> OTHER
<input type="checkbox"/> DETENTION HRG	<input type="checkbox"/> ID / REMOV HRG	<input type="checkbox"/> CHANGE PLEA		<input type="checkbox"/> PROB. REVOC.	<input type="checkbox"/> ATTY APPT HEARING
INITIAL APPEARANCE					
<input checked="" type="checkbox"/> ADVISED OF RIGHTS	<input checked="" type="checkbox"/> ADVISED OF CHARGES	<input type="checkbox"/> NAME AS CHARGED IS TRUE NAME		<input type="checkbox"/> TRUE NAME:	
FILED FEB 4 - 2008					
ARRAIGNMENT					
<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input checked="" type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE		<input type="checkbox"/> WAIVER OF INDICTMENT FILED CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND	
RELEASE					
<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$		SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:
PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$		CORPORATE SECURITY <input type="checkbox"/>		REAL PROPERTY: <input type="checkbox"/>	
<input checked="" type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input checked="" type="checkbox"/> DETAINED	<input type="checkbox"/> RELEASED	TIMING OF DETENTION HEARING AND FORMAL FINDINGS WAIVED BY THE DEFT.	
<input checked="" type="checkbox"/> REMANDED TO CUSTODY					
ORDER REMOVED TO THE DISTRICT OF					
PLEA					
<input type="checkbox"/> CONSENT ENTERED		<input checked="" type="checkbox"/> NOT GUILTY		<input type="checkbox"/> GUILTY	
GUILTY TO COUNTS: <input type="checkbox"/>					
<input type="checkbox"/> PRESENTENCE REPORT ORDERED		<input type="checkbox"/> CHANGE OF PLEA		<input type="checkbox"/> PLEA AGREEMENT FILED	
OTHER:					
CONTINUANCE					
TO: 2/22/08	<input type="checkbox"/> ATTY APPT HEARING	<input type="checkbox"/> BOND HEARING		<input type="checkbox"/> STATUS RE: CONSENT	<input checked="" type="checkbox"/> STATUS / TRIAL SET
AT: 9:00 a.m.	<input type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING OR ARRAIGN- MENT		<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> OTHER
BEFORE HON. D. LOWELL JENSEN	<input type="checkbox"/> DETENTION HEARING			<input type="checkbox"/> MOTIONS	<input type="checkbox"/> JUDGMENT & SENTENCING
<input checked="" type="checkbox"/> TIME WAIVED BY DEFT. RE: SPEEDY TRIAL ACT CALCULATION BET. NOW & UNTIL 2/22/08	<input checked="" type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY / REMOVAL HEARING		<input type="checkbox"/> PRETRIAL CONFERENCE	<input type="checkbox"/> PROB/SUP REV. HEARING
FOR EFFECTIVE PREP. OF COUNSEL ADDITIONAL PROCEEDINGS					

The govt's atty. provided the Court with a copy of the detainer that has been lodged on the deft. by ICE (Immigration and Customs Enforcement). In light of the ICE detainer, the deft. waived the timing of his Detention Hrg. The deft. was ordered detained. The deft. reserves his rights to have his Detention Hrg. -- if & when he believes it will be on his best interest to put his Detention Hrg. back on calendar later. Request for discovery was made by the deft's atty. to the govt's atty. Discovery shall be provided today by the govt's atty. DOCUMENT NUMBER: to the deft's atty. The govt's atty. will submit a new Writ to the Court prior to the deft's 2/22/08 hrg. date. The deft. has a pending Sup. Release revoc. matter under CR-06-00342-DLJ.

cc: WDB's Stats, Frances, Probation, Pretrial

U.S. Department of Homeland Security
 San Francisco District Office
 630 Sansome Street.
 San Francisco, CA 94111

RECEIVED

Immigration Detainer - Notice of Action

FEB 4 - 2008

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

File No.

A78 185 787

FEBRUARY 4, 2008

To: (Name and title of institution) U.S. Marshals Service OAKLAND, CA. Or any subsequent law enforcement agency To Follow On All Transfers	From: (INS office address) U.S. Immigration and Customs Enforcement Detention and Removals 630 Sansome Street San Francisco, CA 94111 (415) 844-5646
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Name of alien: **MOLINA-Santana, Filiberto**

CII# A11178804

FBI# 598289AB6

Date of birth: **OCTOBER 3, 1977**

Nationality: **MEXICO**

Sex: **Male**

You are advised that the action noted below has been taken by the U.S. Immigration and Customs Enforcement concerning the above-named inmate of your institution:

- ☐ Investigation has been initiated to determine whether this person is subject to removal from the United States.
- ☐ A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☐ A warrant of arrest in removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☒ Deportation or removal from the United States has been ordered.

It is requested that you:

Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive.

- ☐ Federal regulations (8 CFR 287.7) require that you detain the alien for a period not to exceed 48 hours (excluding Saturdays, Sundays and Federal holidays) to provide adequate time for INS to assume custody of the alien. You may notify INS by calling _____ during business hours or _____ after hours in an emergency.

- ☒ Please complete and sign the bottom block of the duplicate of this form and return it to this office.

Please return a signed copy via facsimile to

(415)

844-5591

(Area code and facsimile number)

- ☒ Notify the nearest DHS/ICE office of the time of release at least 30 days prior to release or as far in advance as possible.
- ☒ Notify this office in the event of the inmate's death or transfer to another institution.
- ☐ Please cancel the detainer previously placed by this Service on _____

Cesar Lopez #3153
 (Signature of ICE official)

Deportation Officer
 (Title of ICE official)

Date of latest conviction:

Latest conviction
 charge:

Estimated release date:

SIGNATURE AND TITLE OF OFFICIAL:

Form I-247 (Rev. 4-1-97)N

*****RECEIPT ACKNOWLEDGED*****